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Applicant: S. Smeeckens et al.

Attorney Docket No. ARNO114646

Application No.: 09/423,575

Group Art Unit:

Filed: November 9, 1999

Examiner:

Title: PLANT GENE CONSTRUCTS AND THEIR USE

520 Rec'd PCT/PTO 13 MAR 2000

INFORMATION DISCLOSURE STATEMENT

Seattle, Washington 98101

March 3, 2000

TO THE ASSISTANT COMMISSIONER FOR PATENTS:

Applicant is aware of the information listed in the attached form that may be material to the prosecution of the above-identified patent application.

1. X Copies of the listed patents, publications, and other information are enclosed for the Examiner's use.
2. _____ Copies of the listed patents, publications, and other information were previously cited by or submitted to the Patent and Trademark Office in prior Application No. _____, filed _____, and relied upon for an earlier filing date under 35 U.S.C. § 120.
3. _____ A concise explanation of the relevance of document I.D. No. _____ (which is not in the English language), as presently understood by the individual designated under 37 C.F.R. § 1.56(c) most knowledgeable about its content, is provided _____.
4. X Pursuant to 37 C.F.R. § 1.97(b), this information disclosure statement is being filed within three months of the filing date of the national application, within three months of the date of entry of the national stage as set forth in 37 C.F.R. § 1.491 in an international application, or before the mailing date of a first Office Action on the merits.
5. _____ Pursuant to 37 C.F.R. § 1.97(c), this information disclosure statement is being filed after the period set forth in 37 C.F.R. § 1.97(b) but before the mailing date of either a final action under 37 C.F.R. § 1.113, or a notice of allowance under 37 C.F.R. § 1.311, and is accompanied by:



- 1 _____ a certification as specified in 37 C.F.R. § 1.97(e); or
- 2 b. _____ the fee set forth in 37 C.F.R. § 1.17(p). Check No. _____ in the amount of
- 3 \$240.00 is enclosed.
- 4 6. a. _____ Pursuant to 37 C.F.R. § 1.97(d) this information disclosure statement is being
- 5 filed after the mailing date of either a final action under 37 C.F.R. § 1.113, or
- 6 a notice of allowance under 37 C.F.R. § 1.311, whichever occurs first, but
- 7 before or simultaneous with payment of the issue fee. The statement is
- 8 accompanied by a certification as specified in 37 C.F.R. § 1.97(e), a petition
- 9 requesting consideration of the information disclosure statement is set forth
- 10 below, and the petition fee set forth in 37 C.F.R. § 1.17(i)(1). Check
- 11 No. _____ in the amount of \$130.00 is enclosed.
- 12 b. _____ Applicant hereby petitions for consideration of this information disclosure
- 13 statement.
- 14 7. X The Commissioner is hereby authorized to charge any fees under 37 C.F.R. §§ 1.16,
- 15 1.17 and 1.18 which may be required during the entire pendency of the application, or
- 16 credit any overpayment, to Deposit Account No. 03-1740. This authorization also
- 17 hereby includes a request for any extensions of time of the appropriate length
- 18 required upon the filing of any reply during the entire prosecution of this application.
- 19 A copy of this sheet is enclosed.

20 Respectfully submitted,

21 CHRISTENSEN O'CONNOR
JOHNSON & KINDNESS^{PLLC}

22 Daiva K. Tautvydas
23 Registration No. 36,077
24 Direct Dial No. 206.695.1727

25 I hereby certify that this correspondence is being deposited with the U.S. Postal Service in a sealed envelope as
first class mail with postage thereon fully prepaid addressed to: Assistant Commissioner for Patents, Washington, D.C.
20231, on 3-7-00.

Date: 3-7-00

DKT:mgp



**INFORMATION CITED BY APPLICANTS THAT MAY BE MATERIAL
TO THE PROSECUTION OF THE SUBJECT APPLICATION**

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U.S. PATENT DOCUMENTS

*Examiner Initial	ID	Document No.	Date	Name
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None

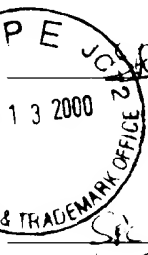
FOREIGN PATENT DOCUMENTS

*Examiner Initial	ID	Document No.	Publication Date	Country	Translation Provided	
					Yes	No
<u>SP</u>	F1	WO 96/14414	05/17/1996	PCT	X	
<u>SP</u>	F2	WO 97/10339	03/20/1997	PCT	X	

OTHER INFORMATION

(Including Author, Title, Date, Pertinent Pages, Etc.)

*Examiner Initial	ID	Document Information
<u>SP</u>	1 O1	Robson, Paul R.H., McCormac, A.C., Irvine, A.S., and Smith H., "Genetic engineering of harvest index in tobacco through overexpression of a phytochrome gene," Department of Botany, University of Leicester, 14:995-998 (August 1996)

- SP 1 O2 Quaedvlieg, N., Dockx, J., Rook, F., Weisbeek, P., and Smeekens, S., "The Homeobox Gene *ATH1* of Arabidopsis Is Derepressed in the Photomorphogenic Mutants *cop1* and *det1*," The Plant Cell 7:117-129 (January 1995)
- SP 1 O3 Lincoln, C., Long, J., Yamaguchi, J., Serikawa, K., and Hake, S., "A *knotted1*-like Homeobox Gene in Arabidopsis Is Expressed in the Vegetative Meristem and Dramatically Alters Leaf Morphology When Overexpressed in Transgenic Plants," The Plant Cell 6:1859-1876 (December 1994)
-  SP 1 O4 Aoyama, T., Dong, C.-H., Wu, Y., Carabelli, M., Sessa, G., Ruberti, I., Morelli, G., and Chua, N.-H., "Ectopic Expression of the Arabidopsis Transcriptional Activator Athb-1 Alters Leaf Cell Fate in Tobacco," The Plant Cell 7:1773-1785 (November 1995)
- SP 1 O5 George, C., Lincoln, C., Hake, S., "*KNAT1* Induces Lobed Leaves with Ectopic Meristems When Overexpressed in Arabidopsis," The Plant Cell 8:1277-1289 (August 1996)
- SP 1 O6 Proveniers, M., and Smeekens, S., "The Arabidopsis homeobox gene *ATH1* and floral transition," XP-002075918

Examiner

Date Considered

Brijesh Chandra

1/28/02

*Examiner: Initial if reference considered, whether or not citation is in conformance with M.P.E.P. § 609; draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

DKT:mgr